

ESTTA Tracking number: **ESTTA592866**

Filing date: **03/17/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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| Proceeding. | 92054683 |
| Applicant | Plaintiff The Hispanic National Bar Association, Inc. |
| Other Party | Defendant The Hispanic National Bar Foundation, Inc. |
| Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)? | Yes |

Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 03/18/2014. The Hispanic National Bar Association, Inc. requests that such date be extended for 60 days, or until 05/17/2014, and that all subsequent dates be reset accordingly.

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| Time to Answer : | CLOSED |
| Deadline for Discovery Conference : | CLOSED |
| Discovery Opens : | CLOSED |
| Initial Disclosures Due : | CLOSED |
| Expert Disclosure Due : | 04/17/2014 |
| Discovery Closes : | 05/17/2014 |
| Plaintiff's Pretrial Disclosures : | 07/01/2014 |
| Plaintiff's 30-day Trial Period Ends : | 08/15/2014 |
| Defendant's Pretrial Disclosures : | 08/30/2014 |
| Defendant's 30-day Trial Period Ends : | 10/14/2014 |
| Plaintiff's Rebuttal Disclosures : | 10/29/2014 |
| Plaintiff's 15-day Rebuttal Period Ends : | 11/28/2014 |

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*
- *The parties respectfully request that the Board extend the deadlines in this case 60 days to facilitate settlement discussions. The January 3, 2014, and January 29, 2014, Orders require the parties to provide a detailed report if further extensions are requested. Specifically, the Order states that the report should address #(1) when the last settlement proposal was sent, by whom, and when a response is expected, (2) a recitation of the issues that have been resolved since the commencement of this proceeding, 3) a list of issues that remain to be resolved, and (4) a timetable for resolution. In response, Petitioner states the following: (1) Petitioner sent the most recent draft agreement to Registrant's counsel on February 12, 2014. Petitioner has followed up with Registrant's counsel many times and had a phone conference with Registrant's counsel on March 10, 2014. Petitioner now expects to receive confirmation that the amendments to the agreement are acceptable or some further suggested revisions very shortly. (2) The*

parties have resolved most of the issues relating to settlement, including use of a disclaimer, the nature of the services to be provided under the marks, and the issuance of a public statement by Petitioner. (3)Issues that remain outstanding include the exact language to use to describe each organization and the confidentiality of the terms of the agreement. (4)Petitioner hopes that the matter will be resolved shortly, and well before the requested 60-day extension expires.

The Hispanic National Bar Association, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

The Hispanic National Bar Association, Inc. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,
/SWJ/

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